

### CONCLUSION

Claim 1 has been amended to require “simultaneous” removal and circularization of assembled PCR fragments from a solid support in a “single-step.” This is **not** considered to be a substantive change because **the recombinase enzyme necessarily and always acts in this way**. *See e.g.*, ¶ 26 stating that “the [cre-lox] released fragment is in circular form.” The Examiner suggested making this limitation explicit when Applicant argued that the limitation was shown not to be present in the cited art. Thus, Applicants believe that the claims are now in a form for allowance and respectfully request same.

The Applicants respectfully request the Examiner contact them if there are any questions or procedures that need to be addressed. No fees are believed to be due for this amendment. However, should there be any additional fees required, please charge such additional fees to Deposit Account No. 50-3420 (reference 31175413-002002 MDB).

Dated: October 27, 2006

Respectfully submitted,

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